



General Assembly

February Session, 2004

**Amendment**

LCO No. 3688

**\*HB0550003688SR0\***

Offered by:

SEN. DELUCA, 32<sup>nd</sup> Dist.

SEN. RORABACK, 30<sup>th</sup> Dist.

SEN. KISSEL, 7<sup>th</sup> Dist.

SEN. MCKINNEY, 28<sup>th</sup> Dist.

SEN. FASANO, 34<sup>th</sup> Dist.

SEN. COOK, 18<sup>th</sup> Dist.

To: House Bill No. 5500

File No. 539

Cal. No. 372

**"AN ACT CONCERNING COMPLIANCE WITH THE FEDERAL  
HELP AMERICA VOTE ACT."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Subsection (a) of section 9-158c of the general statutes is  
4 repealed and the following is substituted in lieu thereof (*Effective from*  
5 *passage*):

6 (a) Not earlier than forty-five days before the election and not later  
7 than the close of the polls on election day, each resident, or former  
8 resident who desires to vote in a presidential election under sections 9-  
9 158a to 9-158m, inclusive, may apply for a "presidential ballot" to the  
10 municipal clerk of the town in which [he] the resident or former  
11 resident is qualified to vote on the form prescribed in section 9-158d, as  
12 amended by this act. Application for a "presidential ballot" may be  
13 made in person or absentee, in the manner provided for applying for

14 an absentee ballot under section 9-140, except as provided in said  
15 sections 9-158a to 9-158m, inclusive. A resident or former resident  
16 applying for a "presidential ballot" in person shall present to the clerk  
17 the resident's or former resident's Social Security card or any other  
18 preprinted form of identification which shows the name and the  
19 address, signature or photograph of the resident or former resident.

20 Sec. 502. Subsection (a) of section 9-158d of the general statutes is  
21 repealed and the following is substituted in lieu thereof (*Effective from*  
22 *passage*):

23 (a) The application for a presidential ballot shall be [a form signed in  
24 duplicate by the applicant under penalty of false statement in absentee  
25 balloting, which] in the form of an affidavit executed in duplicate, and  
26 sworn to or affirmed before an officer authorized to administer oaths,  
27 and shall provide substantially as follows:

28 To the Town Clerk of the Town of .... Connecticut

29 I, the undersigned, [declare under penalty of false statement in  
30 absentee balloting] swear or affirm that the following statements are  
31 true:

32 1. I am a citizen of the United States.

33 2. I have not forfeited my electoral privileges because of conviction  
34 of a disfranchising crime.

35 3. I was born on ...., and on the day of the next presidential election,  
36 I shall be at least 18 years of age. Check and complete 4 or 5, whichever  
37 applies:

38 4. RESIDENT. I am a bona fide resident of the above town, to which  
39 I am making this application, and I reside at .... Street. I moved to said  
40 town on the .... day of ...., 20... Before becoming a resident of said town,  
41 I resided at .... Street, in the Town of .... County of ...., State of .....

42 5. FORMER RESIDENT. I am a former resident of the above town,

43 to which I am making this application, and resided at .... Street therein.  
44 I moved from such town to my present town of residence on the ....  
45 day of ..., 20.., being within thirty days before the date of the next  
46 presidential election, and for that reason I cannot register to vote in  
47 said presidential election in my present town of residence. I am now a  
48 bona fide resident of the Town of ..., in the state of ..., now residing at  
49 .... Street therein.

50 6. I hereby apply for a "presidential ballot" for the election to be held  
51 on ..., 20... I have not voted and will not vote otherwise than by this  
52 ballot at that election. I am not eligible to vote for electors of President  
53 and Vice-President in any other town in Connecticut or in any other  
54 state.

55 7. The said ballot is to be given to me personally mailed to me at  
56 .... (bona fide mailing address)

57 Dated at ..., this .... day of .... 20...

58 .... (Signature of applicant)

59 Subscribed and sworn to or affirmed before me this .... day of ....  
60 20...

61 .... (Signature and title of officer administering oath)

62 The oath administered in connection with any such application may  
63 be administered by any officer empowered to administer oaths under  
64 section 1-24, as amended, or any officer empowered to administer  
65 oaths under the laws of any state or by any commissioned officer in the  
66 armed forces, or any consul, vice consul or deputy consul representing  
67 the United States in a foreign country, and shall be attested by such  
68 officer over the officer's signature and title or statement of rank.

69 Sec. 503. Subsection (a) of section 9-158e of the general statutes is  
70 repealed and the following is substituted in lieu thereof (*Effective from*  
71 *passage*):

72 (a) Upon receipt of an application for a presidential ballot under  
73 sections 9-158a to 9-158m, inclusive, and after checking the preprinted  
74 form of identification presented by an applicant who applies in person,  
75 the clerk, if satisfied that the application is proper and that the  
76 applicant is qualified to vote under said sections, shall forthwith give  
77 or mail to the applicant, as the case may be, a ballot for presidential  
78 and vice-presidential electors for use at the election and instructions  
79 and envelopes for its return. If the applicant has sworn on the  
80 application that the applicant is a Connecticut resident, the clerk shall  
81 include with the presidential ballot an application for admission as an  
82 elector under section 9-23g, as amended, and shall notify the applicant  
83 that the applicant may cast said presidential ballot only if the applicant  
84 completes the application for admission as an elector and returns it to  
85 the clerk with the completed presidential ballot. At such time the  
86 clerks shall also mail a duplicate of the application for a presidential  
87 ballot to the appropriate official of (1) the state or the town in this state  
88 in which the applicant last resided in the case of an applicant who is a  
89 resident, or (2) the state or the town in this state in which the applicant  
90 now resides in the case of an applicant who is a former resident.

91 Sec. 504. Section 9-158g of the general statutes is repealed and the  
92 following is substituted in lieu thereof (*Effective from passage*):

93 The voter shall sign the certification upon the inner envelope,  
94 securely seal it, enclose it in an outer serially-numbered envelope, and  
95 return it to the municipal clerk of the town in which [he] the voter is  
96 qualified to vote. The clerk shall keep it in [his] the clerk's office until  
97 delivered by [him] the clerk to the registrars of voters at the same time  
98 and in the same manner as is provided for absentee ballots. If the ballot  
99 is returned by a person other than the voter or the United States Postal  
100 Service, the person delivering the ballot shall sign [his] the person's  
101 name and address and the date and time of its delivery on the outer  
102 envelope in the clerk's presence. The ballot, to be cast, shall be returned  
103 so that it is received by the town clerk not later than the close of the  
104 polls on the day of the election. If the applicant is a Connecticut  
105 resident and the ballot is not accompanied by a completed application

106 for admission as an elector under section 9-23g, as amended, the clerk  
107 shall endorse on the face of said outer envelope the word "rejected"  
108 and the ballot shall not be counted. If the applicant returns the ballot in  
109 person, the applicant shall present to the clerk the applicant's Social  
110 Security card or any other preprinted form of identification which  
111 shows the name and the address, signature or photograph of the  
112 applicant."